

# **Town Board Minutes**

**Meeting  
No. 33**

**Regular Meeting**

**October 16, 2006**

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October 16, 2006

Meeting No. 33

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 16<sup>th</sup> day of October 2006 at 8:00 P.M. and there were

**PRESENT:** DANIEL AMATURA, COUNCIL MEMBER  
MARK MONTOUR, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR

**ABSENT:** NONE

**ALSO PRESENT:** JOHANNA COLEMAN, TOWN CLERK  
RICHARD SHERWOOD, TOWN ATTORNEY  
JEFFREY SIMME, BUILDING INSPECTOR  
TERRENCE McCracken, GENERAL CREW CHIEF  
RICHARD REESE JR., HIGHWAY SUPERINTENDENT  
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES  
JOHN TROJANOWSKY, EXECUTIVE DIRECTOR, YOUTH BUREAU

## **EXECUTIVE SESSION:**

UPON A MOTION DULY MADE BY COUNCIL MEMBER STEMPIAK, SECONDED BY COUNCIL MEMBER RUFFINO AND CARRIED, the Town Board entered into Executive Session to deliberate on the announced purpose of discussing a personnel matter in the Police Department.

At 10:06 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

## **PERSON ADDRESSING TOWN BOARD:**

Chowaniec, Lee, 93 Northwood Drive, spoke to the Town Board on the following matter:

- possible reimbursement to homeowners of expenses related to storm damages.

**PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:**

At 8:31 P.M., the Town Board held a Public Hearing to hear all interested persons upon the 2007 preliminary Special Districts budget.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME	ADDRESS	Proponent/ Opponent/ Comments/Questions
Ron Rozler, Fire Chief, Twin District Vol. Fire Co.		Proponent
Lee Chowanice	93 Northwood Drive	Comments
Mark Lawniczak Former Fire Chief, Bowmansville Vol. Fire Association		Proponent
Pat Cleary Fire Chief, Bowmansville Vol. Fire Association		Comments

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER AMATURA AND CARRIED, the public hearing was closed at 9:00 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

October 16, 2006

**PUBLIC HEARING SCHEDULED FOR 8:35 P.M.:**

At 9:00 P.M., the Town Board held a Public Hearing to hear all interested persons upon the 2007 Preliminary budget.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME	ADDRESS	Proponent/ Opponent/ Comments/Questions
Lee Chowaniec	93 Northwood Drive	Comments

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY  
COUNCIL MEMBER AMATURA AND CARRIED, the public hearing was closed at 9:07 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

October 16, 2006

**PUBLIC HEARING SCHEDULED FOR 8:40 P.M.:**

At 9:07 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed amendment to Chapter 25 "Garbage Rubbish and Refuse" by adding Article IV, "Garbage Containers".

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME	ADDRESS	Proponent/ Opponent/ Comments/Questions
Donald Symer	610 Columbia Avenue	Comments/Opponent
John Stanko	10 Pleasant View Drive	Comments
Don Cornell	265 Schwartz Road	Questions/Comments
Pat Hourihan District Manager, Waste Management		Comments
Richard Korcz	4946 William Street	Comments/Opponent
Lee Chowaniec	93 Northwood Drive	Comments/Opponent
Henry Gull	710 Pavement Road	Comments/Opponent

ON MOTION BY COUNCIL MEMBER MONTGOMERY, SECONDED BY COUNCIL MEMBER RUFFINO AND CARRIED, the public hearing was closed at 9:42 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

October 16, 2006

**PUBLIC HEARING SCHEDULED FOR 8:45 P.M.:**

At 9:42 P.M., the Town Board held a Public Hearing to hear all interested persons to consider increase and improvement of facilities for the Water District.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME	ADDRESS	Proponent/ Opponent/
None		

ON MOTION BY COUNCIL MEMBER STEMPIAK, SECONDED BY COUNCIL MEMBER AMATURA AND CARRIED, the public hearing was closed at 9:42 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

October 16, 2006

**PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED**, that the minutes of the Regular Meeting of the Town Board held  
October 2, 2006 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on  
roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

File: RMIN (P2)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO. TO WIT:

**WHEREAS**, the Executive Director of the Youth Bureau, by letter dated October 11, 2006 has recommended the appointment of individuals to the position of regular part time Tutor with the Youth Bureau of the Town of Lancaster.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individuals are hereby appointed to the position of regular part time Tutor, not to exceed nineteen hours per week, in the Town of Lancaster Youth Bureau, effective immediately, and that this appointment, being a part time position, provides no health insurance, sick days, vacation or other fringe benefits not specifically mandated for part time employees:

<u>NAME</u>	<u>RATE</u>
Julie Roberts 19 Greenbriar Dr. Lancaster, New York 14086	\$15.00 hr.
Marie Babcock (Ceppaglia) 111 Forest view Drive Depew, New York 14043	\$15.00 hr.
Michael Domino 29 Brunck Road Lancaster, New York 14086	\$15.00 hr.
Sarah Deeg 43 B Alcona Avenue Amherst, New York 14226	\$15.00 hr.

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

File: Rpers tutor (P1)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED IT'S ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**WHEREAS**, §1660 (18) Vehicle and Traffic Law permits the Town to designate the location of stop signs and no-passing zones affecting town roads outside of the Villages of Lancaster and Depew, and

**WHEREAS**, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER",

**NOW, THEREFORE, BE IT**

**RESOLVED**, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 6th day of November 2006, at 8:30 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published on or before October 19th, 2006, in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

File: rtordchpt46stopsigns1006

**LEGAL NOTICE  
PUBLIC HEARING  
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE  
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK  
DESIGNATED AS CHAPTER 46 OF CODE OF TOWN OF LANCASTER**

**LEGAL NOTICE IS HEREBY GIVEN** that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 16<sup>th</sup> day of October, 2006, the said Town Board will hold a Public Hearing on the 6<sup>th</sup> day of November, 2006, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

**CHAPTER 46**

**Article VIII, STOP INTERSECTIONS; NON-INTERSECTION  
STOPS; YIELD INTERSECTIONS  
46-8.1 Stop Intersections designated, is hereby amended by adding  
thereto the following:**

**SUMMERFIELD FARMS SUBDIVISION**

<b><u>STREET NAME</u></b>	<b><u>INTERSECTING STREET</u></b>	<b><u>SIGN LOCATION</u></b>
Apple Blossom Boulevard	Sugar Mill Court	N.E. Corner
Apple Blossom Boulevard	Sugar Mill Court	S.W. Corner

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

By: **JOHANNA M. COLEMAN**  
Town Clerk

October 16, 2006

File: rvtordchpt46stopsigns1006

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER AMATURA, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster has requested that Wm. Schutt & Associates, PC provide the Town of Lancaster with a proposal to perform professional services regarding the analysis of the adaptive reuse of the garage area at the rear of the Town Hall, and

**WHEREAS**, Wm. Schutt & Associates, PC has provided a proposal which has been duly reviewed and considered by the Town Board, and

**WHEREAS**, the Town Board deems it in the public interest to move forward with the engagement of Wm. Schutt & Associates, PC to provide professional services as beforementioned;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to enter into an agreement with Wm. Schutt & Associates, PC, 37 Central Avenue, Lancaster, New York to perform professional services for an analysis of the adaptive reuse of the existing garage area at the rear of the Town Hall at 21 Central Avenue for a sum not to exceed \$4,975.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

File: rvmschutt&associates1006

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster has held a public hearing to take comment on proposals for the Town application for Erie County Community Development Block Grant funds which are administered through a consortium of Erie County Governments.

At a meeting of the Lancaster Town Board held on October 16, 2006, the Board authorized Robert H. Giza, Supervisor, to sign, submit and execute contracts with the Erie County Community Development Block Grant (ECCDBG) program for the following project upon approval of ECCDBG:

1. Sidewalks on the south side of William Street

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER S'TEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

File: eriecountycommunitydevelopmentblockgrant1006

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
WHO MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER AMATURA. TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster approved a site plan submitted by Tim Davis, 87 Lake Avenue, Lancaster, New York for the construction of a golf course and club house (Buffalo Tournament Club) on the north side of Genesee Street, east of Ransom Road in the Town of Lancaster on November 20, 1995, and

**WHEREAS**, Tim Davis has completed the golf course and now desires to undertake construction of the clubhouse and has requested that the Town Board exercise its statutory discretion to extend the approval of the site plan pursuant to the authority granted to the Town Board under Section 50-42 (C) (5) of the Zoning Code of the Town of Lancaster which will enable the owner to obtain financing for the beforementioned construction, and

**WHEREAS**, the Town Board after due review and consideration deems it reasonable and in the public interest to extend the approval of the site plan submitted by Tim Davis for the construction of the club house at the Buffalo Tournament Club situate on the north side of Genesee Street, east of Ransom Road in the Town of Lancaster which was the subject of a site plan approval resolution of the Town Board on November 20, 1995;

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Town Board of the Town of Lancaster hereby grants an extension of the site plan approval for the proposed construction of the clubhouse at the Buffalo Tournament Club for a period of two (2) years to commence October 16, 2006 and ending October 15, 2008, and

**BE IT FURTHER**

**RESOLVED**, that all terms and conditions which are recited in the prior Town Board resolution approving the site plan on November 20, 1995 as well as any terms and conditions set forth in the prior SEQRA findings resolution adopted on October 2, 1995, shall remain in effect relative to the grant of this extension of the approval of the beforementioned site plan.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTGOMERY	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED IT'S  
ADOPTION, SECONDED BY COUNCIL  
MEMBER MONTOUR, TO WIT:

**RESOLVED**, that the following Audited Claims be and are hereby ordered paid  
from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the  
Director of Administration and Finance, to wit:

Claim No. 4733 to Claim No. 4956 Inclusive

Total amount hereby authorized to be paid: \$498,660.12

The question of the foregoing resolution was duly put to a vote on roll call  
which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

File: Reclaims

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED** that the following Building Permit applications be and are hereby reaffirmed:  
**CODES:**

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are waived for this permit.

(CSW) = Conditional sidewalk waiver.

(V/L) = Village of Lancaster

**NEW PERMITS:**

14101	AllenGroup	5111 Transit Rd	Er. Sign	
14221	Duro-Shed Inc	23 Colonial Ave	Er. Shed	(V/L)
14222	Marrano/Marc Equity	39 Chicory Ln	Er. Dwlg.-Sin.	
14223	Trzybinski, Joseph	6394 Broadway	Er. Sign	
14224	Huber, Lawrence	3 Fox Trace	Er. Fireplace	
14225	Duro-Shed Inc	198 Stony Rd	Er. Shed	
14226	Iroquois Fence Inc	19 Squirrel Run	Er. Fence	
14227	Ryan Homes	9 St Anthony St	Er. Dwlg.-Sin	
14228	Knauber Builders	20 Brookfield Pl	Er. Garage	(V/L)
14229	Sterns, Joseph	4360 Walden Ave	Er. Sign	
14230	Duro-Shed Inc	40 Banner Ave	Er. Shed	(V/L)
14231	Mark Schosek Const.	3 Michael's Walk	Er. Res. Add.	
14232	Purco Building Systems	501 Erie St	Er. Comm. Add.	
14233	Ryan Homes	11 St Anthony St	Er. Dwlg.-Sin.	
14234	Siemdida, Daniel	5667 Broadway	Er. Fence	
14235	Creekside Development	14 Americo Ct	Er. Dwlg.-Sin.	
14236	Kaz Bros Constr.	173 Pleasant View Dr	Er. Res. Add.	
14237	Toddle Town	4779 Transit Rd	Er. Sign-Temp	
14238	Duro-Shed Inc	134 Stony Rd	Er. Shed	
14239	Ryan Homes	7 St Anthony St	Er. Dwlg.-Sin.	
14240	Sun Enterprises	24 Woodgate Dr	Er. Shed	
14241	Backes, Michael	234 Nathan's Trl	Er. Fence	

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

File: Rbidg2

## **SUSPENDED RESOLUTIONS:**

Supervisor Giza requested a suspension of the necessary rules for immediate consideration of the following resolutions:

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER STEMPNIAK AND CARRIED, the rules for immediate consideration of the following resolutions were suspended.

## **SUSPENSION GRANTED**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER AMATURA, TO WIT:

### **RESOLUTION AND ORDER AFTER PUBLIC HEARING APPROVING THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE CONSOLIDATED WATER DISTRICT**

**WHEREAS**, the Town Board of the Town of Lancaster (herein called "Town Board" and "Town", respectively), in the County of Erie, New York on behalf of the Town of Lancaster Consolidated Water District (the "District"), in the Town, has directed William Schutt & Associates, P.C., a professional engineering firm licensed in New York, to prepare a map, plan and report for the District water system improvements, including, the construction of approximately 3,000 linear feet of 8 and 12 inch water main along the east right-of-way of Transit Road between Wehrle Drive and Freeman Road, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto, (the "District Improvement"); and pursuant to the direction of the Town the Engineer has completed and filed with the Town Board such map, plan and report for said increase and improvement of facilities of the District and has estimated the total cost thereof to be a maximum amount of \$750,000; said cost to be financed by the issuance of serial bonds of the Town in the amount of \$750,000, offset by any federal, state, county and/or local grants; and

**WHEREAS**, the Town Board has given due consideration to the impact that the increase and improvement of the facilities of the District may have on the environment and on the basis of such consideration, the Town Board found that no substantial adverse environmental impact will be caused thereby; and

**WHEREAS**, the Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, which has been filed in the office of the Town Clerk.

**WHEREAS**, the Town Board issued an Order at its October 2, 2006 meeting calling for a public hearing to be held at the Town Hall, Lancaster, New York, on October 16, 2006 at 8:45 o'clock P.M. (prevailing time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and further ordered the Town Clerk to publish at least once in a newspaper designated as an official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing; and

**WHEREAS**, said notices of the public hearing were properly published and posted and the public hearing duly held at the time and place stated in the notices.

**NOW THEREFORE BE IT RESOLVED AND DETERMINED BY THE TOWN BOARD OF THE TOWN OF LANCASTER**, based on the information provided at the public hearing, as follows:

**DETERMINED**, that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to at the estimated maximum cost of \$750,000; and it is hereby

**DETERMINED**, that the parcels and lots of the District shall be benefitted by said increase and improvement of the facilities of the District; and it is hereby

**DETERMINED**, that all parcels and lots benefitted by said increase and improvement of the facilities are included in the District; and it is hereby

**ORDERED**, that the facilities of the District shall be so increased and improved and that the Engineer shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of the facilities, and with the assistance of the Town Attorney, prepare a proposed contract for the execution of the work, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible, and it is hereby

**FURTHER ORDERED**, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an amount not to exceed \$750,000, said amount to be offset by any federal, state, county and/or local grants, and the costs of said increase and improvement of facilities shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefitted thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law, and it is hereby

**FURTHER ORDERED**, that within ten (10) days after adoption of this Resolution and Order, the Town Clerk shall record with the Clerk of the County of Erie a copy of this Resolution and Order, certified by said Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

**SUSPENSION GRANTED**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA. WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**BOND RESOLUTION DATED OCTOBER 16, 2006**

**A RESOLUTION OF THE TOWN OF LANCASTER TOWN BOARD DATED OCTOBER 16, 2006, AUTHORIZING THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE CONSOLIDATED WATER DISTRICT AT A MAXIMUM AMOUNT NOT TO EXCEED \$750,000, AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$750,000, OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED FOR SAID OBJECT OR PURPOSE OR REDEMPTION OF THE TOWN'S OBLIGATION ISSUED THEREFOR, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE TOWN SUPERVISOR.**

WHEREAS, the Town Board of the Town of Lancaster, Erie County, New York (the "Town"), has determined to proceed with the Increase and Improvement of Facilities of the Consolidated Water District (the "Improvement Project"); and

WHEREAS, the Town Board desires to undertake the construction of approximately 3,000 linear feet of 8 and 12 inch water mains along the east right-of-way of Transit Road between Wehrle Drive and Freeman Road, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto, (the "District Improvement").

WHEREAS, the Town Board desires to issue obligations of the Town to finance the costs of the Improvements.

BE IT RESOLVED, by the Town Board (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1. The specific purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the Increase and Improvement of facilities of the Consolidated Water District (the "District") in the Town of Lancaster. The maximum cost of said purpose will not exceed \$750,000.

SECTION 2. The Town Board plans to finance the maximum estimated cost of said purpose by the issuance of serial bonds in an amount not to exceed \$750,000 of said Town, hereby authorized to be issued therefore pursuant to the Local Finance Law, said amount to be offset by any federal, state, county and/or local grants. The cost of such improvements is to be paid by the issuance of serial bonds, and by the assessment, levy and collection of assessments from the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefitted thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on such bonds as the same become due and payable, except as provided by law.

SECTION 3. It is hereby determined that said purpose is an object or purpose described in subdivision 1 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 40 years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6. The faith and credit of said Town are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall be the assessment, levy and collection of special assessments from the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on such bonds as the same become due and payable, except as provided by law.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town.

SECTION 8. The expected source of funds to be used initially to pay for up to \$750,000 of the expenditures authorized by Section 1 of this resolution shall be from moneys held in various accounts of the Town. The Town then reasonably expects to reimburse such expenditure with the proceeds of the bonds or bond anticipation notes authorized by Section 2 of this resolution. This resolution shall constitute the declaration of the Town's "official intent" to reimburse the expenditures authorized by Section 1 hereof with the proceeds of the bonds and notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

SECTION 9. The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

SECTION 10. The Town Supervisor is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c12-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 11. The Town has issued a negative declaration determining that the undertaking of the Improvement Project will not have a significant effect on the environment.

SECTION 12. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

(1) (a) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

(b) if the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or

(2) Said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 13. The Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in said Town and designated as the official newspaper of said Town for such publication.

Section 14. This Resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

## NOTICE OF BOND RESOLUTION

### TOWN OF LANCASTER

NOTICE IS HEREBY GIVEN that a resolution, a summary of which is published herewith, has been adopted by the Town Board of the Town of Lancaster, County of Erie, on October 16, 2006 and the validity of the obligations authorized by such resolution may be hereafter contested only if:

(1) (a) such obligations were authorized for an object or purpose for which the Town of Lancaster is not authorized to expend money or

(b) if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or

(2) such obligations were authorized in violation of the provisions of the Constitution of New York.

### SUMMARY OF RESOLUTION

The following is a summary of a resolution adopted by the Town Board of the Town of Lancaster on October 16, 2006. Said resolution authorizes the issuance and sale of a serial bond or bonds and a bond anticipation note or notes in anticipation of the issuance and sale of said serial bonds, in an amount not to exceed \$750,000. The improvements consist of the construction of approximately 3,000 linear feet of 8 and 12 inch water mains along the east right-of-way of Transit Road between Wehrle Drive and Freeman Road, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto, will be paid for by the issuance of serial bonds in that amount. The proceeds from the sale of the obligations authorized in said resolution shall be used for the specific purpose of constructing the Increase and Improvement of Facilities of Consolidated Water District. The period of probable usefulness for said purpose is 40 years. A copy of the resolution summarized herein is available for public inspection during normal business hours at the Office of the Town Clerk, located in the Town Hall, 21 Central Avenue, Lancaster, New York 14086.

**SUSPENSION GRANTED**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, Lancaster Airport, Inc. is receiving a grant under the New York State Transportation Bond Act GA Security Program funded by the Rebuild and Renew New York Transportation Bond Act of 2005 to pay 100% of the allowable costs incurred in accomplishing the following project at Buffalo-Lancaster Airport:

- Perimeter Security Fence, Gates and Terminal Area Cameras

**WHEREAS**, the New York State Department of Transportation requires all airport sponsors to submit Agency Compliance Statements in accordance with the State Environmental Quality Review Act (SEQRA), signed by the lead agency, indicating each project's environmental classification under SEQRA.

**NOW, THEREFORE,**

**BE IT RESOLVED**, it has heretofore been determined by the Town Board, under Part 617 of the State Environmental Quality Review Act (SEQRA), of the State of New York, that the aforesaid project, including basic data collection, research and engineering studies, constitute a Type II Action which will not have a significant impact upon the environment. The Supervisor of the Town of Lancaster is hereby authorized to sign and date form DV-21-RI Agency Compliance Statements, as attached herewith;

**RESOLVED**, that the adoption of this Resolution shall be solely for the purposes stated herein and in no way binds the Town Board, the Planning Board and/or the Zoning Board of Appeals of the Town of Lancaster to any approvals, permits and/or licenses which may be required by the applicant for future projects or work related to Buffalo-Lancaster Airport; and

**BE IT FURTHER**

**RESOLVED**, that this Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

## SUSPENSION GRANTED

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER AMATURA, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster has received a proposal from Pyramid Brokerage Company of Buffalo, Inc. for the exclusive right to sell or lease the real property situated in the Village of Depew, Town of Lancaster owned by the Town and more specifically described as 321 Columbia Avenue, the former Depew library building, and

**WHEREAS**, the Town Board has reviewed the proposed contract and after review and approval by the Town Attorney deems that the proposal is consistent with the interests of the residents of the Town of Lancaster;

### **NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to enter into an agreement with Pyramid Brokerage Company of Buffalo, Inc. to list the Depew Library property owned by the Town at 321 Columbia Avenue in the Village of Depew with the contract to contain the following conditions:

- a) The Town shall pay a commission of 6% of the purchase price with respect to a sale.
- b) The Town shall pay 5% of the aggregate gross rents payable under lease to the broker with respect to a lease.
- c) The broker recognizes that the owner has entered into conversations and/or negotiations with the following three parties:
  - Southeast Works
  - Lancaster Moose Lodge
  - People, Inc.

If within 60 days of this listing agreement a sale of the property should occur to any of the parties listed above then the broker will not be due a commission.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTGOMERY	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

**SUSPENSION GRANTED**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WH:

**WHEREAS**, the Supervisor of the Town of Lancaster has declared a full state of emergency on Friday, October 13, 2006 for the Town of Lancaster during the recent heavy snow fall and attendant damage to power lines within the Town of Lancaster including the Villages of Depew and the Village of Lancaster , and

**WHEREAS**, Governor George E. Pataki has also declared a state of emergency within the Western New York area including the Town of Lancaster as has the Federal Emergency Management Agency (FEMA) on a national level , and

**WHEREAS**, the Town of Lancaster Police Department has advised the Supervisor that there is a need for the Town to make emergency purchases of three 4-wheel drive SUV vehicles at a cost not to exceed \$100,000 for use in dealing with the emergency conditions in the Town as a result of the storm damage, and

**WHEREAS**, the Town Board deems it in the public interest to authorize the purchase of the additional vehicles for the Police Department given the emergency situation which exists in the Town of Lancaster;

**NOW THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the purchase of three new 4-wheel drive SUV vehicles as the Chief of Police can arrange at a cost not to exceed \$100,000 in total.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STERNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

**SUSPENSION GRANTED**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, the Supervisor of the Town of Lancaster has declared a full state of emergency on Friday, October 13, 2006 for the Town of Lancaster during the recent heavy snow fall and attendant damage to power lines within the Town of Lancaster including the Village of Depew and the Village of Lancaster, and

**WHEREAS**, Governor George E. Pataki has also declared a state of emergency within the Western New York area including the Town of Lancaster as has the Federal Emergency Management Agency (FEMA) on the federal level , and

**WHEREAS**, the General Crew Chief for the Department of Parks, Senior Facility and Buildings & Grounds of the Town of Lancaster has advised the Supervisor that his department has deemed it necessary to purchase a bucket truck to assist in removing trees and other debris resulting from the damage caused by the recent storm at a cost not to exceed \$90,000, such purchases being exempt from the public bid requirement of §103 GML where an emergency is declared by the Town Supervisor, and

**WHEREAS**, the Town Board deems it in the public interest to purchase this additional equipment so that the safety of the public can be assured;

**NOW THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the General Crew Chief to purchase a bucket truck at a cost not to exceed \$90,000 to assist that Department in addressing the emergency clean-up necessary as the result of the recent damage caused by the storm.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

**SUSPENSION GRANTED**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Highway Superintendent of the Town of Lancaster, by memorandum dated October 16, 2006, has requested to rehire Andrew Wienckowski to work in the Highway Department, due to the recent storm damage within the Town.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Andrew Wienckowski be rehired by the Town of Lancaster Highway Department as a laborer regular part-time temporary at the rate of \$8.50 per hour. That this appointment shall take effect on October 17, 2006. That this appointment being a part-time position, provides no health insurance, sick days, vacation or other fringe benefits not specifically mandated for part-time employees.

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

**SUSPENSION GRANTED**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, ECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, according to New York State Election Law, effective January 1, 2006, the Erie County Board of Elections assumed the duties/responsibilities for conducting Primary and General Elections, and

**WHEREAS**, due to the overwhelming duties associated with the election process, Erie County Board of Elections has requested assistance from the Town of Lancaster with election inspector supply pick up & retrieval and custodial services for voting machines for General Election November 7, 2006, and

**WHEREAS**, the Board of Elections has agreed to reimburse the Town for all expenses incurred with these duties, and

**WHEREAS**, in the spirit of intermunicipal cooperation, the Town Clerk's Office along with other Town personnel has agreed to perform such duties in order to effectuate a smooth election process in the Town.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Clerk is authorized to assist the Erie County Board of Elections in the General Election, November 7, 2006 election process pursuant to the proposed agreement provided to the Town Board, and

**BE IT FURTHER**

**RESOLVED**, that provided that the Erie County Board of Elections shall reimburse the Town of Lancaster for any and all expenses resulting from such assistance, pursuant to the agreement, and

**BE IT FURTHER**

**RESOLVED**, that the Supervisor is hereby authorized to sign the agreement with Erie County.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

file: Election Day\general election

**SUSPENSION GRANTED**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:

**WHEREAS**, Lancaster Airport, Inc. is receiving a grant under the New York State Transportation Bond Act Business Airport Development Program funded by the Rebuild and Renew New York Transportation Bond Act of 2005 to pay 90% of the allowable costs incurred in accomplishing the following projects at Buffalo-Lancaster Airport:

- Construction of Public Water & Sanitary Sewer Services to the Airport Terminal Area
- Construct up to a 24 Bay T-Hangar & Associated Taxilanes
- Remove the Existing 915' Runway 8 Displaced Threshold
- Construct 120' x 150' Bulk Aircraft Storage Hangar & Associated Taxilane
- Upgrade the Existing 2002 Installed Superunicom Weather Reporting System

**WHEREAS**, the New York State Department of Transportation requires all airport sponsors to submit Agency Compliance Statements in accordance with the State Environmental Quality Review Act (SEQRA), signed by the lead agency, indicating each project's environmental classification under SEQRA.

**NOW, THEREFORE,**

**BE IT RESOLVED**, it has heretofore been determined by the Town Board, under Part 617 of the State Environmental Quality Review Act (SEQRA), of the State of New York, that the aforesaid project, including basic data collection, research and engineering studies, constitute a Type II Action which will not have a significant impact upon the environment. The Supervisor of the Town of Lancaster is hereby authorized to sign and date form DV-21-RI Agency Compliance Statements, as attached herewith;

**RESOLVED**, that the adoption of this Resolution shall be solely for the purposes stated herein and in no way binds the Town Board, the Planning Board and/or the Zoning Board of Appeals of the Town of Lancaster to any approvals, permits and/or licenses which may be required by the applicant for future projects or work related to Buffalo-Lancaster Airport; and

**BE IT FURTHER**

**RESOLVED**, that this Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

October 16, 2006

## COMMUNICATIONS & REPORTS:

532. Roy Schneggenburger to Town Board -  
Letter regarding town owned building at 3949 Walden Avenue. DISPOSITION = Received & Filed
533. General Crew Chief to Planning Board, Council Members Montour, Ruffino, & Stempniak -  
Comments regarding revised site plan for Pilot Travel Center. DISPOSITION = Planning Committee
534. Schop & Pleskow, LLP to Town Clerk -  
Advisement for application for change in liquor license for Forestview Restaurant. DISPOSITION = Town Attorney
535. Town Clerk to Town Board -  
Transmittal of monthly report for September 2006. DISPOSITION = Received & Filed
536. Erie County Department of Environment & Planning to Supervisor, Town Clerk -  
Notice designating November 1 - 30, 2006 as period to request inclusion to a certified agricultural district. DISPOSITION = Planning Board Chairman
537. R. Partyka to Town Board -  
Comments regarding proposed garbage regulations. DISPOSITION = Public Hearing 10/16/06
538. Erie County Department of Environment & Planning, Division of Planning & Economic Development to Erie County Consortium Members -  
Transmittal of letter from U.S. Department of Housing & Urban Development to Erie County Executive summarizing 2005 federal assessment of various consortium programs. DISPOSITION = Received & Filed
539. Erie County Department of Personnel to Supervisor -  
Letter regarding Annual Payroll Audit and Certification. DISPOSITION = Received & Filed
540. Erie County Comptroller to Town Board -  
Report detailing allocation and distribution of Erie County Sales Tax for third quarter of 2006. DISPOSITION = Received & Filed
541. NYS DEC to Supervisor -  
Letter regarding proposed inclusion of a particular area as a Class I wetland in the Town of Lancaster. DISPOSITION = Planning Committee
542. Greater Lancaster Museum of Fire Fighting to Town Board -  
Letter regarding proposed museum on West Main Street and request for donation. DISPOSITION = Received & Filed
543. U.S. Census Bureau to Town Board -  
Request for information if the town anticipates boundary amendments. DISPOSITION = Received & Filed
544. Lt. Donald R. Airey to Supervisor, Town Board -  
Letter of intent to retire effective November 12, 2006. DISPOSITION = Received & Filed
545. NYS DEC to Town Clerk -  
Letter regarding proposed inclusion of a particular area as a Class I wetland in the Town of Lancaster. DISPOSITION = Planning Committee
546. Wm. Schutt & Associates, P.C. to Town Board -  
Transmittal of letter from Erie County Water Authority suggesting water mains to be replaced. DISPOSITION = Town Engineer

547. AMF Bowling Worldwide Inc. to Town Clerk -  
Advisement for liquor license renewal application for AMF Lancaster Lanes.  
DISPOSITION = Town Attorney
548. Captain Riccardo M. Zuppelli to Supervisor -  
Request ordinance to place stop signs at N/E corner of Apple Blossom Boulevard and  
Sugar Mill Court and S/W corner of Apple Blossom Boulevard and Sugar Mill Court.  
DISPOSITION = Resolution 10/16/06
549. Erie County Department of Health to Town Clerk -  
Transmittal of proposed revisions to Erie County Sanitary Code and notice of public  
hearing to be held October 31, 2006. DISPOSITION = Received & Filed
550. Theresa V. Workman to Town Board -  
Comment regarding proposed garbage container local law. DISPOSITION = Received  
& Filed
551. Planning Board Chairman to Planning Board, Town Board, Engineering Consultant,  
Deputy Town Attorney, Highway Superintendent, Building Inspector -  
Draft copy of minutes of meeting held October 4, 2006. DISPOSITION = Received &  
Filed
552. Planning Board to Town Board -  
Notice of tabling regarding site plan review for proposed Preserve Commercial Park  
and Travel Center, e/s of Transit Road, north of Genesee Street; comments noted.  
DISPOSITION = Received & Filed
553. Village of Lancaster to Town Board -  
Minutes of official meeting held September 25, 2006. DISPOSITION = Received &  
Filed
554. Dave and Ellen Franco to Supervisor -  
Comments and concerns regarding proposed garbage container local law.  
DISPOSITION = Received & Filed

**ADJOURNMENT:**

**ON MOTION OF COUNCIL MEMBER STEMPIAK, SECONDED BY  
COUNCIL MEMBER RUFFINO AND CARRIED,** the meeting was adjourned at  
10:06 P.M. in memory of Rachel Saeidi.

Signed   
Johanna M. Coleman, Town Clerk